

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

DELIA M. HAYES,

Plaintiff,

V.

**COSTCO WHOLESALE
CORPORATION, et al.,**

Defendants.

No. 1:20-cv-01233-NONE-EPG

ORDER GRANTING STIPULATION

ORDER PERMITTING WITHDRAWAL OF
MOTION TO DISMISS WITHOUT
PREJUDICE

(ECF Nos. 4, 5)

On October 26, 2020, the parties filed a stipulation (ECF No. 14), stating that they had met and conferred and agreed to permit Plaintiff to file an amended complaint and to a certain briefing schedule. Finding good cause, the Court GRANTS the parties' stipulation.

Accordingly, IT IS HEREBY ORDERED that:

- 1) Defendants' motion to dismiss (ECF Nos. 4, 5)¹ is withdrawn without prejudice;
- 2) Plaintiff shall file her amended complaint no later than November 16, 2020; and
- 3) Defendants shall answer or otherwise respond to the amended complaint no later than December 7, 2020.

IT IS SO ORDERED.

Dated: **October 27, 2020**

1/s/ *Eric P. Groj*
UNITED STATES MAGISTRATE JUDGE

¹ Defendants' filed an amended motion to dismiss (ECF No. 5), one day after filing their original motion to dismiss (ECF No. 4).